

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): Nathaniel A. BROWN et al			Docket No. PU3514USW
Serial No. 09/787,327	Filing Date 16 March 01	Examiner	Group Art Unit
Invention: ANTIVIRAL COMBINATIONS			
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; margin: 10px auto; width: 80%;"> <p>PCT RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS under 35 USC 371 with declarations</p> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> </div> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on</p> <p style="text-align: center;"> <u>April 20, 2001</u> <i>(Date)</i> </p> <div style="text-align: right; margin-top: 20px;"> <p>Elaine Martens <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p> <hr style="border: 0; border-top: 1px solid black;"/> <p><i>Elaine Martens</i> <i>(Signature of Person Mailing Correspondence)</i></p> <hr style="border: 0; border-top: 1px solid black;"/> <p>EL395942535US <i>("Express Mail" Mailing Label Number)</i></p> </div>			
<p>Note: Each paper must have its own certificate of mailing.</p>			

PCT

Docket No.:	PU3514USW
In re: .	Nathaniel A. BROWN, et al
US National Application No.:	09/787,327
US National Filing Date:	16 March 01
International Application No.:	PCT/EP99/06886
International Filing Date:	17 September 1999
PCT Notice of Missing Requirements mailed:	April 13, 2001

Title: ANTIVIRAL COMBINATIONS

Commissioner for Patents
BOX PCT
Washington, DC 20231
Attn: DO/EO/US

PCT Response to Notification of Missing Requirements under 35 USC 371 in the DO/EO/US

Sirs:

In response to the PCT Response to Notification of Missing Requirements under 35 USC 371 in the DO/EO/US (form PCT/DO/EO/905/917 and Form PCT/DO/EO/917) each mailed to us on April 13, 2001, we submit the following documents:

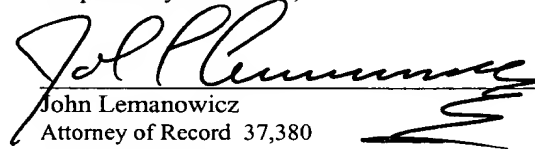
- Copy of Form PCT/DO/EO/905 and Form PCT/DO/EO/917
- US Declaration signed by inventors :

Nathaniel A. Brown on 3/20/01
Douglas Fraser GRAY 3/16/01

Please charge our deposit account 07-1392 for the \$130.00 surcharge for late declarations and for all other associated fees.

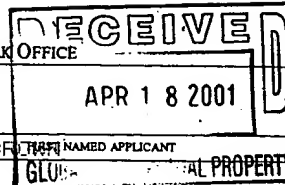
Date: 4/20/01

Respectfully submitted,


John Lemanowicz
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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO. 09/787,327

BRIEFLY NAMED APPLICANT

N. ATTY. DOCKET NO. 03514USW

09/787327

5611

INTERNATIONAL APPLICATION NO.

PCT/EP99/06886

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RESEARCH TRIANGLE PARK NC 27709

I.A. FILING DATE

PRIORITY DATE

09/17/99

09/18/98

DATE MAILED:

04/13/01

NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371(c)(4) for entry into the national stage in the United States of America. The period within which to correct the deficiency noted below and avoid abandonment is set in the accompanying Notification.

A new oath or declaration, properly identifying this application (preferably by the international application number and international filing date) is required. The oath or declaration does not comply with 37 CFR 1.497(a),(b) and (f) in that it:

1. ☒ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. ☐ does not identify the application to which it is directed.
3. ☐ does not identify the inventor(s).
4. ☐ does not identify the citizenship of each inventor.
5. ☐ does not state that the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b), AND 1.497(d) WHERE APPROPRIATE, WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. ☐ does not identify the mailing address of each inventor. If the residence is different from the mailing address, then the city and state or city and foreign country of residence of each inventor must also be given.
2. ☐ does not state that the person making the oath or declaration:
 - a. ☐ has reviewed and understands the contents of the application, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
 - b. ☐ acknowledges the duty to disclose to the Office all information known to the person to be material to patentability as defined in 37 CFR 1.56.
3. ☐ does not identify the foreign application for patent or inventor's certificate for which a claim for priority is made pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.

Lamont Hunter, Paralegal

Telephone: 703 305-3686

FORM PCT/DO/EO/917 (March 2001)

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APR 18 2001
UNITED STATES PATENT AND TRADEMARK OFFICE
GLOBAL INTELLECTUAL PROPERTY

Docket No. 3514 USW
Attorney: RLP/ATB
Paper: nl murray Roy So

Due Date: 13 JUN 01
Deadline: 13 OCT 01
Recorded: 1025 P2
Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO. 7,327

BREITEN NAMED APPLICANT

DOCKETED

ATTY. DOCKET NO. PUS514USW

09/787327

5611

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INTERNATIONAL APPLICATION NO.

PCT/EP99/06886

I.A. FILING DATE

PRIORITY DATE

09/17/99

09/18/98

04/13/01

DATE MAILED:

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.
 - ☐ Indication of Small Entity Status.
 - ☒ Copy of the international application.
 - ☒ Translation of the international application into English.
 - ☒ Oath or Declaration of inventors(s).
 - ☐ Translation of Article 19 amendments into English.
 - ☐ Copy of Article 19 amendments.
 - ☐ Other:
 - ☒ Priority Document.
 - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
 - ☐ Translation of Annexes to the International Preliminary Examination Report into English.
2. ☒ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.
- ☒ U.S. Basic National Fee.
 - ☒ Copy of the international application.
3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 - ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 - ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 - ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
4. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.
5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☒ PCT/DO/EO/917
☐ PTO-875

☐ Notice of Defective Translation
☐ PCT/DO/EO/920

Lamont Hunter, Paralegal

FORM PCT/DO/EO/905 (March 2001)

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